

**In The United States Patent and Trademark Office**

**In re application of:** James P. Elia

**Group No.:** 1646

**Serial No.:** 09/836,750

**Examiner:** Elizabeth C. Kemmerer

**Filed:** April 17, 2001

**For:** METHOD FOR GROWING MUSCLE IN A HUMAN HEART

**MAIL STOP RCE**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail, in an envelope addressed to MAIL STOP RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

November 14, 2005  
Quail K. White 11/16/05  
Signature Date of Signature

1. Transmitted herewith is an Amendment, being filed concurrently with a Request for Continued Examination for this application.

2. **Extension of Time**

<u>Extension (months)</u>	<u>Fee for small entity</u>	<u>Fee for non-small entity</u>
One month	\$ 60.00	\$ 120.00
Two months	\$ 225.00	\$ 450.00
Three months	\$ 510.00	\$1,020.00
Four months	\$ 795.00	\$1,590.00
Five months	\$1,080.00	\$2,160.00

- a) ☐ An extension is hereby requested for \_\_\_ month(s) with a fee of \$\_\_\_\_\_.

An extension for \_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$\_\_\_\_\_.

**OR**

- b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**3. Fee for Claims**

The fee for claims has been calculated as shown below:

(column 1)		(column 2)		(column 3)	Small Entity	
	Claims remaining after amendment		Highest no. previously paid for	Present extra	Rate	Additional fee
Total	* 259	Minus	** 248	= 11	X 25 =	\$ 275.00
Indep.	* 33	Minus	** 32	= 1	x 100 =	\$ 100.00
First presentation of multiple dep. Claim					+ 180 =	\$ ---
					Total	\$ 375.00
					Additional fee	\$ 375.00

- \* If the entry in Column 1 is less than entry in Column 2, write "0" in Column 3.  
\*\* If the "Highest no. previously paid for" IN THIS SPACE is less than 20, enter "20".  
\*\*\* If the "Highest no. previously paid for" IN THIS SPACE is less than 3, enter "3".

The "Highest no. previously paid for" (total or indep.) is the highest number found in the appropriate box in Column 1 of a prior amendment or the number of claims originally filed.

Total additional fees required: \$ 375.00.


**4. Fee Payment**

☐ No fee is due.

**OR**

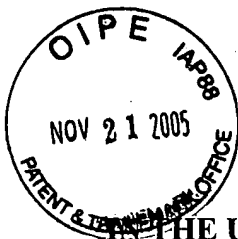
☒ Attached hereto is Check No. 990 in the amount of \$ 375.00 for the above Amendment.

Dated: November 16, 2005

  
\_\_\_\_\_  
Signature of attorney

Gerald K. White  
Reg. No.: 26,611

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DOCKET NO. 1000-10-CO1

THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Serial No.: 09/836,750 )  
Filed: April 17, 2001 )  
For: METHOD FOR GROWING )  
MUSCLE IN A HUMAN HEART )

Group Art Unit: 1646

Examiner: Elizabeth C. Kemmerer, Ph.D.

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NOVEMBER 16, 2005  
Richard H. White 11/16/05  
Signature Date of Signature

**AMENDMENT**

MAIL STOP RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Amendment is filed concurrently with a Request for Continued Examination in an attempt to expedite the prosecution of the instant application.

Please amend the application as follows:

11/22/2005 NNGUYEN1 00000039 09836750

02 FC:2201 100.00 OP  
03 FC:2202 275.00 OP